**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**ORDINARY ORIGINAL CIVIL JURISDICTION**
**WRIT PETITION NO.663 OF 1990**

Shankarlal Pannalal Sutar & Ors. ...Petitioners
vs.
Municipal Corporation of
Greater Bombay and others ...Respondents

Ms Yamini Chandran i/b Mr.Umesh Shetty for the petitioners
Ms P.A.Purandare for the respondent Nos.1 to 5
Mr.O.S.Kutty i/b M/s Haresh Mehta & Co. for Respondent No.6

**CORAM:H.L.GOKHALE & A.S.OKA,JJ.**
**DATE : JANUARY 24,2006**

**P.C.:**

1. Heard Ms Yamini Chandran appearing for Petitioners, Ms Purandare for Respondent Nos.1 to 5 and Mr.Kutty for Respondent No.6. The Petition has been filed to seek removal of the structure of Respondent No.6 from the land owned by the Petitioner. That direction is sought against the Municipal Corporation and its other officers. The Petition is admitted way back on 23rd March 1990 and the Petitioners were permitted to shift Respondent No.6 to another parcel of the land whereupon the godown is to be removed. Respondent No.6 is directed to use it as a godown.

2. The matter reached from time to time. Ms Bhatt appeared for Petitioners on 6th December 2005 and on her request the matter was adjourned for two weeks. Ms Chandran for the Petitioners states that she has no instructions and she needs further time. We are not inclined to grant the same. Petition is dismissed for non prosecution.

**( H.L.GOKHALE,J.)**

**(ABHAY S.OKA,J. )**